

Message Text

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PAGE 01 STATE 020602
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FM SECSTATE WASHDC
TO AMEMBASSY MOSCOW IMMEDIATE

C O N F I D E N T I A L STATE 020602

DELIVER 9 AM 26 JANUARY; FOR AMBASSADOR RICHARDSON

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS - INTERPRETIVE STATEMENTS

REF: MOSCOW 1199

TEXT OF LETTER TO DAVID MCGIFFERT DATED AUGUST 16, 1977, IS
AS FOLLOWS:

-- DEAR DAVE:

-- IT IS MY UNDERSTANDING THAT THE DEPARTMENT OF DEFENSE
BELIEVES THE UNITED STATES DELEGATION SHOULD MAKE A FORMAL
INTERPRETIVE STATEMENT ON THE RECORD AT THE APPROPRIATE
TIME IN CONNECTION WITH UNITED STATES ACCEPTANCE OF THE PRO-
VISIONS RELATING TO THE EXCLUSIVE ECONOMIC ZONE CONTAINED
IN THE INFORMAL COMPOSITE NEGOTIATING TEXT ON THE LAW OF
THE SEA, AND SEEK SIMILAR STATEMENTS FROM OTHER MARITIME
STATES. WE AGREE. BASED ON INFORMAL CONVERSATIONS BETWEEN
OUR RESPECTIVE STAFFS, I WOULD SUGGEST THAT THE FOLLOWING
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TEXT BE USED FOR THIS PURPOSE:

-- COASTAL STATES MAY NOT SUBJECT THE EXCLUSIVE ECONOMIC
ZONE TO THEIR SOVEREIGNTY. THE UNITED STATES CONSIDERS
THAT, WITH THE EXCEPTION OF RESOURCE AND OTHER SPECIFIC

RIGHTS EXPRESSLY GRANTED TO COASTAL STATES, ARTICLE 58 OF

THE CONVENTION PRESERVES, FOR THE INTERNATIONAL COMMUNITY,
IN ADDITION TO CERTAIN SPECIFIED HIGH SEAS FREEDOMS, ALL
OTHER HIGH SEAS FREEDOMS TRADITIONALLY ENJOYED BY SHIPS
AND AIRCRAFT WHICH ARE RECOGNIZED BY THE GENERAL PRINCIPLES
OF INTERNATIONAL LAW.

-- WE WILL DOUBTLESSLY WISH TO INCLUDE INTERPRETATIONS OF
OTHER PROVISIONS WHEN A STATEMENT IS MADE, AND WILL OF
COURSE CONTINUE TO WORK WITH THE DEPARTMENT OF DEFENSE IN
THIS REGARD. SINCERELY, ELR.

VANCE

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Message Attributes

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